

**DIRECTORS' MEETING
MONDAY, FEBRUARY 28, 2000 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

- *1. "Washington Report" - by Chris Giglio - February 11, 2000.
- *2. CITY OF LINCOLN - NEWS RELEASE - RE: Mayor Announces Program To Replace Street Name Signs (See Release).
- *3. CITY OF LINCOLN - NEWS RELEASE - RE: Mayor Wesely and the Lincoln-Lancaster Women's Commission will discuss a new teen pregnancy prevention campaign at a news conference at 9:00 a.m. Thursday, February 17th (See Release).
- *4. NEWS RELEASE - RE: Teenage Pregnancy Prevention Coalition - Ad Campaign Targets Teen Pregnancy Prevention (See Release).
- 5. "Washington Report" - by Chris Giglio - February 18, 2000.
- 6. MEMO from Jennifer Brinkman - RE: "Jake" Brake Legislation (See Material).

II. CITY CLERK

III. CORRESPONDENCE

A. COUNCIL REQUESTS

COLEEN SENG

- *1. Response from Dennis Bartels, Public Works & Utilities Department - RE: Gateway Manor-to look at an exit onto "R" Street to the north of their property (RFI#795)
- *2. Response from Chief Spadt, Fire Department - RE: The fire response on January 28/29-from Helen Engelsgjerd (RFI#796)
- 3. Request to Public Works/Mayor - RE: Is Orchard Street from 48th-56th Street on the resurfacing list (RFI#797)

ANNETTE McROY

- *1. Response from Chief Casady, LPD - RE: Traffic/speed enforcement along North 27th & Folkways/Homestead Court (RFI#32)
- *2. Response from Ed Zimmer, Planning Department - RE: Requirements to get a Neighborhood designated as a historical district (RFI#33)

JON CAMP

- *1. Response from Greg Topil, Public Works & Utilities Department - RE: Jade Court & Diadem Drive--Notice to Gary & Jennifer Stokes on tree trimming (In response to RFI#31).

2. E-Mail from Jon Camp to Ann Harrell - RE: Baseball Stadium Project (See E-Mail).

JERRY SHOECRAFT

1. Response from Harry Kroos, Public Works & Utilities Department - RE: Sidewalk on 25th Street-between "B" & "C" Street (RFI#19)

B. DIRECTORS AND DEPARTMENT HEADS

CITY ATTORNEY

- *1. Letter from Dana Roper to Kent & Darcie Krueger - RE: Mataya's Strip Club on Cornhusker Hwy (See Letter).
2. Response Letter from Steve Huggenberger to Marc LeBaron, Government Affairs Committee, Lincoln Chamber of Commerce - RE: Right-of-way Ordinance (See Letter).

FINANCE

- *1. CITY OF LINCOLN - Statement Of Cash Balances - Statement of Investment Balances - January 31, 2000.
2. Inter-Department Communication from Steve Hubka, Finance/Budget - RE: Possible Future Sources of Funds for the Pedestrian Connector (See Memo).

HEALTH DEPARTMENT

- *1. NEWS RELEASE - RE: February is Spay/Neuter Month (See Release).
2. NEWS RELEASE - RE: National Child Passenger Safety Week - February 13-19 (See Release).
3. NEWS RELEASE - RE: Crawling for Safety (See Release).

HUMAN RIGHTS

- *1. Letter from Larry Williams - RE: Announcing that a press conference has been set for Tuesday, February 22, 2000, at 9:30 a.m. to announce the Lincoln Commission on Human Right's mission statement, goals and agenda for the upcoming year (See Letter).

LIBRARY

- *1. NEWS RELEASE - RE: William Kloefkorn Reading-Heritage Room of Nebraska Authors Hosts State Poet (See Release).
- *2. LIBRARY DIRECTOR'S REPORT - Statistical Report - Fund Balances For January 2000 - Monthly Categorical Report - January 31, 2000.
3. NEWS RELEASES - RE: Women's History Month-"The Woman I Admire the Most" Essay Contest -- "Read Across America!" -- Arthur's Library Adventure a week of Arthur-related fun March 26 to April 1, 2000 & "Promoting Reading with Arthur" Staff Development for Child Car Providers (See Releases).

PARKS & RECREATION DEPARTMENT

- *1. Response Letter from Terry Genrich to Friends of Wilderness Park Science Committee - RE: The Up the Creek initiative and concerns regarding Wilderness Park (See Letter).

PLANNING

- *1. E-Mail from Jean Walker - RE: Upcoming Special Permits with Height Waivers and Setback Issues (See E-Mail).
- *2. Memo from Ray Hill - RE: Special Permit #1423-C, HiMark Estates CUP (See Memo).
- *3. The Nobel Annual Report Summary - February 2, 2000 (See Report).
- *4. Memo from Ray Hill - RE: Change of Zone #3234 (See Memo).
- 5. Memo from John Bradley to Members of the Problem Resolution Team -- RE: Screening of Commercial Uses (See Memo).

PLANNING COMMISSION FINAL ACTION.....

- *1. Final Plat No. 99030-Pine Lake Heights South 1st Addition (South of Whitlock along Brummond Drive) Resolution No. PC-00577.
- *2. Final Plat No. 99054-Pine Lake Heights 19th Addition (West side of South 40th Street at Santa Rosa and San Mateo) Resolution No. PC-00580.
- *3. Final Plat No. 99052 - North Hills Addition (North 14th & Interstate 80) Resolution No. PC-00579.
- *4. Final Plat No. 99031-Bair Industrial Park 1st Addition (North 31st & Bair Avenue) Resolution No. PC-00578.

PUBLIC WORKS & UTILITIES DEPARTMENT

- *1. MEMO from Allan Abbott - RE: Council Pending List--Item 99R-152--Property Acquisition--Sarpy County (See Memo).
- *2. Response Letter from Mark Garrett to Carolyn Nelson - RE: Left Turn Signals (See Letter).
- *3. Interoffice Memo from Scott Opfer to Mr. Camp - RE: Requested information - Follow-up to "Traffic Signal" Pre-Council (See Memo).
- *4. Letter from Allen Lee to Mark Morosin - RE: 20th Street and "S" Street - L-10459 (See Letter).
- 5. Memo from Rick Haden - RE: 10th & "O" Street, northbound left turns (See Memo).
- 6. Memo from Al Imig - RE: Resurfacing/Rehabilitation Neighborhood Meetings (See Memo).

REAL ESTATE DIVISION

- *1. InterOffice Memo from Clinton Thomas - RE: Vacation of West "E" Street-SW 6th to Folsom (See Memo).

STARTRAN

- *1. MEMO from Larry Worth - RE: "Worlds Toughest Rodeo" Shuttle Service (See Memo).

C. MISCELLANEOUS

- *1. THE LINCOLN PUBLIC SCHOOLS NEWSLETTER - February 2000.
- *2. 5 E-Mail's - RE: The Public Nudity Ordinance (See E-Mail's).
- *3. Faxed Letter from Bernice A. Polivka - RE: The Public Nudity Ordinance (See Letter).
- *4. Letter from Mrs. Lois Gipson - RE: The Public Nudity Ordinance (See Letter).
- *5. Letter from Jo & Dayton Eberly - RE: The Public Nudity Ordinance (See Letter).
- *6. Letter from Donald Mock - RE: The Public Nudity Ordinance (See Letter).
- 7. E-Mail from Bigley - RE: Snow Removal (See E-Mail).
- 8. Letter from Jo Gutsell, Co-Chair, Preservation Issues Committee - RE: The Preliminary Assessment of Adverse Effects formulated by Federal Highways regarding the proposed Lincoln Beltway (See Letters).
- 9. E-Mail from Diane Walkowiak - RE: The BallPark (See E-Mail).
- 10. E-Mail from Kevin Deutsch - RE: He wanted you to be aware of the time that Mayor Wesely took out of his day to attend a special event at Lux Middle School and to "thank" him (See E-Mail).
- 11. Letter from Lee Gauthier - RE: The Public Nudity Ordinances (See Letter).
- 12. Letter from Tina Wenzl - RE: The City ordinance concerning the banning of touching between performers and patrons of bars around Lincoln (See Letter).
- 13. Letter from Reid Sutton, From Troop 49 to Coleen Seng - RE: Writing you this letter to complete a Boy Scout Merit badge requirement for Citizenship in the Community and would like a response back on this letter (See Letter).
- 14. Letter from Dick Fifer - RE: Rural/Metro & Firefighter controversy (See Letter).
- 15. Letter & Material from Eleanor Francke - RE: Relating to the payment of additional costs related to the Beltway Study (See Material).

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

**DIRECTORS' MEETING
MINUTES
MONDAY, FEBRUARY 28, 2000
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Council Members Present: Coleen Seng, Jeff Fortenberry, Jerry Shoecraft, Jon Camp, Jonathan Cook, Annette McRoy, Cindy Johnson.

Others Present: Mayor Don Wesely, Ann Harrell, Jennifer Brinkman, Mayor's Office; Dana Roper, City Attorney; Directors and Department Heads; City Clerk, Paul Malzer; Tammy Bogenreif, City Council Staff and Chris Hain, Lincoln Journal Star Representative.

I. MAYOR

Mayor Don Wesely stated to Council that he saw the article in the newspaper regarding South 40th Street. Mayor Wesely stated to Council that their desires is to move forward with the project as planned, and if Council has concerns about this project to let him know. Mayor Wesely stated to Council going with three lanes is what the plan has been and it is a good process. Mayor Wesely indicated to Council that some people have had some concerns regarding the widening of this street and they understand their concerns and they are working through it. Ms. Seng commented that the three lane projects are happening all over the City. Ms. Seng asked if someone could call the person that was before the City Council to discuss this issue with them. Roger Figard indicated to Ms. Seng that he is working on it. Ms. Seng stated to Mr. Figard okay.

Mayor Wesely updated to Council on the Baseball issue, that last week he told them the bad news and this morning he has some good news regarding this issue. Mayor Wesely indicated to Council that he thinks the situation with the University is financially solid, that they feel the monies they needed to raise are in hand and it is ready to move forward. Mayor Wesely indicated to Council that unfortunately this news didn't come until it was already too late to put it back on the Council's Agenda. Mayor Wesely stated to Council that they feel everything looks ready to go.

Mayor Wesely commented to Ms. Johnson that he remembers when she talked to them about waiting to see how it played out. Mayor Wesely stated to Ms. Johnson that this was good advice because it played out well. Mayor Wesely stated to Council that they would have moved forward on it, but they had already set the Agenda. Mayor Wesely commented to Council that he thinks this is really good news. Mayor Wesely stated to Council, so there is no reason to worry about the University's position on this matter that everything has occurred.

Mayor Wesely stated to Council that he also wanted to follow-up and tell them a bit about the EMS process. Mayor Wesely indicated to Council the truth of the matter is that in regards to the legal questions they haven't totally resolved yet because there is still an ordinance. Mayor Wesely stated to Council that they are working through it and trying to understand how to go forward with it. Mayor Wesely commented to Council that they want to do it right and they want to make sure everything is completely proper, so they are taking their time with it. Mayor Wesely indicated to Council that Dana Roper and the City Attorney's Office has been working with Don Herz and Vince Mejer on trying to work through it all. Mayor Wesely commented to Council their hope was to be here handing it out to them, but they are not ready yet that they need a few more days. Mr. Shoecraft asked Mayor Wesely if he was talking about the RFP. Mayor Wesely indicated to Mr. Shoecraft that is correct.

Mayor Wesely stated to Council that essentially what he knows at this point is that rather than calling it a

RFP, that their advice from the City Attorney is to call it a RFI (Request For Information) because they feel this is more appropriate, that they have it based on a legal situation. Mayor Wesely stated to Council that there is also a recommendation that he thinks is a good one, which is to issue this on a national basis, that they feel there are perhaps five or six national ambulance companies that might be interested in Lincoln, so their thought at this point is to go forward with it. Mayor Wesely stated to Council that they also want to have a Screening Committee and they would like to have a Council member to be part of this Screening Committee when these RFI's come in. Mayor Wesely stated to Council that he thinks they'll come in about 45 days and they think they can wrap things up in another week or so to put it out, that way they can stick it into late mid April, and this gives them sometime in May to make a decision. Mayor Wesely commented to Council, so he is here to ask them to select a Council member to be part of this Screening Committee. Mayor Wesely stated to Council that this is what he knows at this point.

Mr. Camp asked Mayor Wesely how do they disguised a RFI from a RFP. Dana Roper stated to Mr. Camp that the RFI is a Request For Information and the RFP is a Request For Proposals; and the RFP's carries the kind of indication that it is a bid and it is not a bid under our system; and the RFI is simply an explanation that they have a certificate for public convenience and necessity that is going to expire at the end of this year. That they would sure appreciate it if they are interested in applying for it, that they can do so by this date and so they are just sending a notice out to try to generate some interest.

Mr. Camp asked isn't this some what pre-mature because they don't have a policy set up on the Emergency Medical System. Mr. Roper stated to Mr. Camp that the City has an ordinance in place and the City has a certificate that is going to expire at the end of this year. Mr. Camp commented to Mayor Wesely about his request from last November for an informal session to discuss procedures and they never done it, so he is concerned about the requested information of proposals or discussion, if they haven't established how they want it. Mr. Roper stated to Mr. Camp okay, but they have a certificate that is expiring at the end of the year and applications for the certificate of public convenience and necessity can be made at any point in time. Mr. Roper indicated to Mr. Camp what the RFI attempts to do is to put some process in it, where if they are interested in applying they would appreciate it, if they would pick up their certificate application and get it back to them. Then they have time to figure out what procedure they want. Mr. Camp asked Mr. Roper shouldn't they set the procedure first. Mr. Roper indicated to Mr. Camp that it doesn't matter which comes first.

Mayor Wesely stated to Mr. Camp that they have already have a procedure, that they have an ordinance that is in place. Mr. Camp noted to Mayor Wesely and Mr. Roper that on the Council Agenda for today, he has placed an ordinance on 2nd Reading that would give them the authority to extend it for a period not to exceed two years, if they need to do it. Mr. Camp stated that he is concerned about patient care and if they have a medical driven process not political driven and he thinks right now it is a political driven process.

Mayor Wesely stated to Mr. Camp that is his position, that their position is that they are trying to provide the best medical that is possible. Mayor Wesely indicated to Mr. Camp that they are going to follow the ordinance and put together some proposals; then Council will have the option to make a decision. Mr. Camp indicated to Mayor Wesely that last December 13th, he said that they were in the dark on alot of things and said that the EMS issue was still in negotiations and that he did not go into an Executive Session Meeting to tell them anything. Mr. Camp stated that the following week on December 20th, he asked him ten other times about it and he refused to do it and it is now 2 1/2 months after that date and he still has not provided some information and that they are in the dark by his choice. Mr. Camp commented to Mayor Wesely that he is not allowing this body to have input on the policy, that he is hurting the citizens of Lincoln, that it is his choice to make it a political football.

Mayor Wesely commented to Mr. Camp that he doesn't think people were making it a political football. Mayor Wesely stated to Mr. Camp that they are simply following the ordinance that they have set out, and they have the option on the proposed ordinance that is before Council today. Mr. Camp indicated to Mayor Wesely that this was his answer for him to introduce legislation and he did, although he did hold off, hoping that negotiations would proceed. Mayor Wesely stated to Mr. Camp that he appreciated it, that they had great

hopes that things were going to come together and it came very close to being resolved and he is very disappointed that it wasn't resolved. Mayor Wesely stated to Mr. Camp that he is sorry that they are back to this situation. Mr.

Camp asked Mayor Wesely if he will give them information regarding this issue. Mayor Wesely stated to Mr. Camp if they ask for information, they will share with them what ever information they can share.

Mr. Camp asked Mayor Wesely what are they asking for in the RFI. Mayor Wesely stated to Mr. Camp that they are not going to do it now. Mr. Camp asked Mayor Wesely when would he like to do it. Mayor Wesely indicated to Mr. Camp for him to sit down and make out a list of questions for them and then they will get back to him.

Ms. Seng asked Mayor Wesely, if he wants them to choose someone to be on the Selection Committee regarding this issue. Mayor Wesely indicated to Ms. Seng that it is a Screening Committee that would make recommendation to him and then to the Council. Ms. Seng stated to Mayor Wesely that they will discussing the Screening Committee at the "Noon" Meeting today.

Ms. Johnson asked Mayor Wesely based on the information that they get from the RFI's is that what it is suppose to do. Mayor Wesely indicated to Ms. Johnson that is correct. Ms. Johnson stated to Mayor Wesely, so what you are doing is having a group of people for when all of the information comes in from the RFI's, that they will go through it, then compile the information, so in extreme it is just compiling information that will come back to him and to the rest of the body and she was wondering if she was understanding this correctly.

Mayor Wesely stated to Ms. Johnson that typically on the City contracts (that some of them have served on these committees before) they have had a Screening Committee, then it comes back with recommendations of who they think should get the report, but it is not their decision. Ms. Johnson stated to Mayor Wesely that she is confused because if they are going to be screening it, then it should be a RFP and if it is going to be information and their compiling information, then it should be a RFI. Mayor Wesely stated to Ms. Johnson that is actually a good point. Mayor Wesely indicated to Ms. Johnson that is the problem they are having on it because it is not typical the actual process that they follow. Ms. Johnson asked Mayor Wesely, if they could compile the information, come back with a recommendation and then sent out a true honest RFP based on that. Mayor Wesely stated to Ms. Johnson that no they can not. Mayor Wesely indicated to Ms. Johnson that they would take the information, compile it, make a recommendation, then it would also be presented to them and they can have access to all what was submitted. Ms. Johnson stated to Mayor Wesely that she don't mean to be stupid, but this is so different from a RFP to a RFI and she was wondering if legally they can decide to select somebody, who did not know in their mind they were bidding because your making a recommendation of what. Mayor Wesely stated to Ms. Johnson no.

Dana Roper stated to Ms. Johnson that the City ordinance provides that if you want to run an ambulance service in the City of Lincoln, that you must have a certificate in public convenience and necessity; that this ordinance does not say it is limited too -- A-provider or one, so that anyone can come in at any point and time and say well I understand that Rural Metro has the certificate right now, but I would like to provide ambulance service and here is what I can do and they could grant it if they choose to do so. Mr. Roper indicated to Ms. Johnson that this process is simply saying our certificate expires at the end of the year. Mr. Roper stated to Ms. Johnson that they need to be hearing from people, and the one thing that everybody agrees on is that they should have somebody in place six months before the certificate expires to make sure this is an orderly and safe transition.

Mayor Wesely stated to Council that then they will also ask for a supplementary information. Ms. Johnson indicated to Mayor Wesely and Mr. Roper that she probably needs to talk with them a little bit more about it because she has nothing wrong with going in for information, but she does have a problem with basic information and selecting someone because then what they are doing is a bunch of legal "mumbo- jumbo". Ms. Johnson indicated to Mayor Wesely and Dana Roper that she doesn't want to take up the time during the Director's Meeting, so she would like to visit with them to where she can understand it. Mayor Wesely commented to Ms. Johnson that she is right to be confused, that the ordinance is not really that clear and the process is very unusual. Mr. Roper stated to Council that maybe Vince Mejer could talk about this issue because this was his suggestion for the RFI. Mr. Roper stated that he thinks it is a good one and he thinks Mr. Mejer could better explained it to them.

Vince Mejer stated to Council that the present certification of application is a three page document for name, address, phone number, how many ambulances and that is all that is on it, which means anyone can apply for this application at anytime during the year. That it separates it from a proposal and the proposal states specifically once they receive it then they make a decision; and the application process is totally different. Mr. Mejer stated to Council what they want to do is get all of the information they can about the terms that wish to do business in the City of

Lincoln. Mr. Mejer indicated to Council that they want their financial backgrounds, they want to get the best qualified firms to provide that service within the City, so they need more information than what is in the present system that allows them to have, so this is why he recommended the supplemental questionnaire and it is a lengthy one. Mayor Wesely stated to Council that they are trying to get some structure to it. Ms. Johnson stated to Mayor Wesely and Dana Roper that maybe a little later they can take her through it by baby-steps because she is getting there.

Mr. Fortenberry stated to Mayor Wesely that he needs to know why is it different then before because when they were talking about it earlier on the negotiations that were proceeding, that they had hopes they would be truthful. Mr. Fortenberry stated to Mayor Wesely if they weren't truthful, that he thought it was said that then they would move towards an open bidding process for the splitting of the contract.

Mayor Wesely stated to Mr. Fortenberry that the process last time was to basically have Rural Metro and the Firefighters come back with a couple of proposals, so what they decided to do was to have it a little more opened, if they can't work something out directly with them on the services, but at any point had they worked something out with Rural Metro, and says lets go forward that somebody else at any point can come in and also apply. So, it is opened even though it may not appear to be.

Mr. Fortenberry stated to Mayor Wesely that he had the impression if the contract negotiations didn't work out, that it would go to a bid process like anything else in this situation. Mayor Wesely indicated to Mr. Fortenberry that this is kind of what is going on here, this is essentially going to be that. They are going to apply for the certificate and then they are going to provide supplemental information and it will essentially be a bid to do the work. Mr. Camp asked Mayor Wesely if they could schedule a Pre-Council Meeting for next week to discuss this issue.

Vince Mejer stated to Council that this is not their standard bid process. Mr. Fortenberry indicated to Mr. Mejer that is correct and he thinks that is what is confusing about it. Mr. Fortenberry asked if there is any other contract they have in the City structure. Mr. Mejer indicated to Mr. Fortenberry the only one that comes close to it would be the Cable Franchise. Mr. Camp stated that he would like to have a Pre-Council Meeting on this issue. Mr. Camp stated that the City needs to be in control and also specify what they want. Ms. Seng stated to Mr. Camp to let Dana Roper answer his question and then they need to move on.

Mr. Roper stated to Mr. Camp the City's requirements are set out in the ordinance. Mr. Roper indicated to Mr. Camp that Vince Mejer came up with the supplemental questionnaire and that they would typically want to know if it was a good situation with the company and their ability to do it and to have more details than what was specified in the ordinance. Mr. Mejer stated to Council that right now the present ordinance doesn't give what they feel is enough information to them to make a decision of who should be handling the ambulance services. Mr. Mejer indicated to Council what they are trying to do is to get them that information.

Mayor Wesely stated to Council that it sounds complicated and he apologizes for that, but they are trying to be very careful to do this right, so they are checking their list to make sure they haven't missed anything and as soon as they have something more he will let them know.

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- *3. CITY OF LINCOLN - NEWS RELEASE - RE: Mayor Wesely and the Lincoln-Lancaster Women's Commission will discuss a new teen pregnancy prevention campaign at a news conference at 9:00 a.m. Thursday, February 17th.--- NOTED WITHOUT COMMENTS
- *4. NEWS RELEASE - RE: Teenage Pregnancy Prevention Coalition - Ad Campaign Targets Teen Pregnancy Prevention.--- NOTED WITHOUT COMMENTS
- 5. "Washington Report" - by Chris Giglio - February 18, 2000.--- NOTED WITHOUT COMMENTS
- 6. MEMO from Jennifer Brinkman - RE: "Jake" Brake Legislation.--- Ms. Seng asked Jennifer Brinkman if she

sent a copy of this memo to the Public Works & Utilities Department. Ms. Brinkman indicated no she did not, but she will send them a copy of this memo. Ms. Seng thanked Ms. Brinkman.

Ms. Seng stated to Council that Diane Gonzolas was going to be taking a picture of the entire Council before the Formal Council Meeting today, but Mr. Shoecraft would like to know if they could have this picture taken right after the Director's Meeting. Ms. Gonzolas stated to Ms. Seng that would be fine. Council agreed to have the picture taken right after the Director's Meeting.

II. CITY CLERK

Clerk Malzer stated to Council that in regards to Items 2 & 11 [Change of Zone 3229-App. Of TRG Consulting, L.L.C. for a change from R-2 to R-4 Residential on property generally located northwest of the intersection of S. 56th St. & Pioneers Blvd. & Special Permit 1824-App. Of TRG Consulting to construct a domiciliary care facility of 98 units for 102 residents on property generally located northwest of the intersection of S. 56th St. & Pioneers Blvd.] will be called together during Public Hearing.

Clerk Malzer stated to Council that also he placed back on the Agenda, Item 3 [Change of Zone 3234-App. of E.D.C. for a change from AG Agricultural to R-3 Residential on property generally located at Gunnison & Breckenridge north of the old Fletcher alignment, 1/2 mile west of N. 27th Street] which was requested by the applicant. Clerk Malzer indicated to Council that this item has Public Hearing today, but they are also requesting 3rd Reading with the Emergency Clause today.

Clerk Malzer stated to Council that in regards to Item 18, under Miscellaneous Referrals, Council has one resolution to vote upon, setting the hearing date for Monday, March 13, 2000 at 1:30 p.m., a request from Demetrios & Kimbe Meares dba "Yia Yia's Pizza/Club" at 1427 for a deletion to their licensed premise at 1423-1427 "O" Street. Clerk Malzer indicated to Council as they recall they approved the location at 1423 for Lincoln Holdings. Clerk Malzer indicated to Council that the Meares wish to operate the location at 1427 "O" Street, is now going to be a club and have the entrance directly on "O" Street, so therefore they have to delete the "Yia Yia's" portion. Clerk Malzer indicated to Council that they will actually have two licenses there under two different owner's.

Dana Roper asked Clerk Malzer if he knew what the emergency clause was for in regards to this item. Clerk Malzer stated to Mr. Roper that he received a letter last week on it, that the Planning process dragged it out.

Kathleen Sellman stated to Council that there was an error in the supplemental by the applicant originally and it was not caught by the Planners who handled the project. Ms. Sellman indicated that it was represented as being an appropriate zone and it was in fact not and the error was caught by a Planner reviewing it, but it was after the Plat approval, so they are correcting that error. Ms. Seng asked Clerk Malzer so the recommendation for this item is not to give it the emergency clause. Clerk Malzer stated to Ms. Seng that is correct to just have 3rd Reading on this item.

III. CORRESPONDENCE

A. COUNCIL REQUESTS

COLEEN SENG

- *1. Response from Dennis Bartels, Public Works & Utilities Department - RE: Gateway Manor-to look at an

exit onto "R" Street to the north of their property (RFI#795).--- NOTED WITHOUT COMMENTS

- *2. Response from Chief Spadt, Fire Department - RE: The fire response on January 28/29-from Helen Engelsjerd (RFI#796).--- NOTED WITHOUT COMMENTS
- 3. Request to Public Works/Mayor - RE: Is Orchard Street from 48th-56th Street on the resurfacing list (RFI#797).--- NOTED WITHOUT COMMENTS

ANNETTE McROY

- *1. Response from Chief Casady, LPD - RE: Traffic/speed enforcement along North 27th & Folkways/Homestead Court (RFI#32).--- NOTED WITHOUT COMMENTS
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JERRY SHOECRAFT

- 1. Response from Harry Kroos, Public Works & Utilities Department - RE: Sidewalk on 25th Street-between "B" & "C" Street (RFI#19) .--- NOTED WITHOUT COMMENTS

Mr. Cook stated to Ms. Seng that he has a general question about the Requests For Information. Mr. Cook asked Ms. Seng, if they were going to have a list of requests that have been made in the past that haven't been answered yet. Ms. Seng stated to Mr. Cook that they will be discussing this issue at the "Noon" Meeting today. Mr. Cook stated to Ms. Seng okay.

B. DIRECTORS AND DEPARTMENT HEADS

CITY ATTORNEY

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3. NEWS RELEASE - RE: Crawling for Safety.--- NOTED WITHOUT COMMENTS

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- *1. Response Letter from Terry Genrich to Friends of Wilderness Park Science Committee - RE: The Up the Creek initiative and concerns regarding Wilderness Park.--- NOTED WITHOUT COMMENTS

PLANNING

- *1. E-Mail from Jean Walker - RE: Upcoming Special Permits with Height Waivers and Setback Issues.--- NOTED WITHOUT COMMENTS
- *2. Memo from Ray Hill - RE: Special Permit #1423-C, HiMark Estates CUP.--- NOTED WITHOUT COMMENTS
- *3. The Nobel Annual Report Summary - February 2, 2000.--- NOTED WITHOUT COMMENTS
- *4. Memo from Ray Hill - RE: Change of Zone #3234.--- NOTED WITHOUT COMMENTS

5. Memo from John Bradley to Members of the Problem Resolution Team -- RE: Screening of Commercial Uses.--- NOTED WITHOUT COMMENTS

PLANNING COMMISSION FINAL ACTION.....

- *1. Final Plat No. 99030-Pine Lake Heights South 1st Addition (South of Whitlock along Brummond Drive) Resolution No. PC-00577.--- NOTED WITHOUT COMMENTS
- *2. Final Plat No. 99054-Pine Lake Heights 19th Addition (West side of South 40th Street at Santa Rosa and San Mateo) Resolution No. PC-00580.--- NOTED WITHOUT COMMENTS
- *3. Final Plat No. 99052 - North Hills Addition (North 14th & Interstate 80) Resolution No. PC-00579. --- NOTED WITHOUT COMMENTS
- *4. Final Plat No. 99031-Bair Industrial Park 1st Addition (North 31st & Bair Avenue)Resolution No. PC-00578. --- NOTED WITHOUT COMMENTS

PUBLIC WORKS & UTILITIES DEPARTMENT

- *1. MEMO from Allan Abbott - RE: Council Pending List--Item 99R-152--Property Acquisition--Sarpy County .--- NOTED WITHOUT COMMENTS
- *2. Response Letter from Mark Garrett to Carolyn Nelson - RE: Left Turn Signals.--- NOTED WITHOUT COMMENTS
- *3. Interoffice Memo from Scott Opfer to Mr. Camp - RE: Requested information - Follow-up to “Traffic Signal” Pre-Council.--- NOTED WITHOUT COMMENTS
- *4. Letter from Allen Lee to Mark Morosin - RE: 20th Street and “S” Street - L-10459.--- NOTED WITHOUT COMMENTS
5. Memo from Rick Haden - RE: 10th & “O” Street, northbound left turns.--- NOTED WITHOUT COMMENTS
6. Memo from Al Imig - RE: Resurfacing/Rehabilitation Neighborhood Meetings.--- NOTED WITHOUT COMMENTS

REAL ESTATE DIVISION

- *1. InterOffice Memo from Clinton Thomas - RE: Vacation of West “E” Street-SW 6th to Folsom.--- NOTED WITHOUT COMMENTS

STARTRAN

- *1. MEMO from Larry Worth - RE: “Worlds Toughest Rodeo” Shuttle Service.--- NOTED WITHOUT COMMENTS

C. MISCELLANEOUS

- *1. THE LINCOLN PUBLIC SCHOOLS NEWSLETTER - February 2000.--- NOTED WITHOUT COMMENTS
- *2. 5 E-Mail's - RE: The Public Nudity Ordinance.--- NOTED WITHOUT COMMENTS
- *3. Faxed Letter from Bernice A. Polivka - RE: The Public Nudity Ordinance.--- NOTED WITHOUT COMMENTS
- *4. Letter from Mrs. Lois Gipson - RE: The Public Nudity Ordinance.--- NOTED WITHOUT COMMENTS
- *5. Letter from Jo & Dayton Eberly - RE: The Public Nudity Ordinance.--- NOTED WITHOUT COMMENTS
- *6. Letter from Donald Mock - RE: The Public Nudity Ordinance.--- NOTED WITHOUT COMMENTS
- 7. E-Mail from Bigley - RE: Snow Removal.--- Ms. Seng asked Allan Abbott if he received a copy of this E-Mail. Mr. Abbott stated to Ms. Seng that he hasn't received a copy of this E-Mail. Ms. Seng stated to Mr. Abbott that she will get him a copy of this E-Mail.
- 8. Letter from Jo Gutsell, Co-Chair, Preservation Issues Committee - RE: The Preliminary Assessment of Adverse Effects formulated by Federal Highways regarding the proposed Lincoln Beltway .--- NOTED WITHOUT COMMENTS
- 9. E-Mail from Diane Walkowiak - RE: The BallPark.--- NOTED WITHOUT COMMENTS
- 10. E-Mail from Kevin Deutsch - RE: He wanted you to be aware of the time that Mayor Wesely took out of his day to attend a special event at Lux Middle School and to "thank" him.--- NOTED WITHOUT COMMENTS
- 11. Letter from Lee Gauthier - RE: The Public Nudity Ordinances.--- NOTED WITHOUT COMMENTS
- 12. Letter from Tina Wenzl - RE: The City ordinance concerning the banning of touching between performers and patrons of bars around Lincoln.--- NOTED WITHOUT COMMENTS
- 13. Letter from Reid Sutton, From Troop 49 to Coleen Seng - RE: Writing you this letter to complete a Boy Scout Merit badge requirement for Citizenship in the Community and would like a response back on this letter.--- Ms. Seng stated to the Public Works & Utilities Department that Mr. Sutton has been trying to get a hold of Gene Hanlon. Ms. Seng indicated that she is going to be meeting with Mr. Sutton regarding some information that he has been requesting. Ms. Seng stated to Allan Abbott that the Public Works & Utilities Department will receive a Request For Information in regards to this letter. Ms. Seng asked Mr. Abbott if he could give Mr. Hanlon a call in regards to this matter. Mr. Abbott stated to Ms. Seng okay.
- 14. Letter from Dick Fifer - RE: Rural/Metro & Firefighter controversy.--- NOTED WITHOUT COMMENTS
- 15. Letter & Material from Eleanor Francke - RE: Relating to the payment of additional costs related to the Beltway Study.--- NOTED WITHOUT COMMENTS

DIRECTOR'S ADDENDUM FOR FEBRUARY 28, 2000 --- NOT ADDRESSED

IV. DIRECTORS

FINANCE - Don Herz stated to Council that he doesn't know if they have been on the website or the City Clerk's website, but they have resigned the page that shows the Council Agenda's and Council Minute's and he thinks now it includes the Director's Agenda and the "Noon" Agenda. So, there are some changes on the Internet, if they would like to take a look at it. Mr. Herz commented to Council that it looks pretty good. Ms. Seng indicated to Mr. Herz that they have had some comments on it.

V. CITY COUNCIL MEMBERS

JONATHAN COOK - NO COMMENTS

ANNETTE McROY - NO COMMENTS

CINDY JOHNSON

Ms. Johnson stated that she doesn't have a question, but she does need to make an announcement. Ms. Johnson stated that about a week or a week 1/2 ago, staff was trying to get a hold of her to set up a meeting, they called her home and they did not know she was out of town, but they were very rude and very unkind to her son. Ms. Johnson stated that she would really like to ask them not to call her home during the day any more because she is not there. Ms. Johnson indicated that they can call her office, that they can get her office number from the Council staff. Ms. Johnson stated that if they have difficulty getting a hold of her, that the Council staff has other numbers for her and they can get a hold of her for them. Ms. Johnson stated that she thinks this will help the frustration of staff as well as protect her family.

JEFF FORTENBERRY

Mr. Fortenberry asked Roger Figard what is the design on the skywalk over to 10th Street going to look like. Ann Harrell indicated to Mr. Fortenberry that she is sure that Dallas McGee would probably have a design of the skywalk. Ms. Harrell stated to Mr. Fortenberry that she will get a copy of this design to him. Mr. Fortenberry thanked Ms. Harrell.

Mr. Fortenberry stated to the Public Works & Utilities Department that they received the memo on the street resurfacing and he knows he complained about this before, regarding the man hole covers not being properly leveled. Mr. Fortenberry indicated that he can't stand hitting those things in his car and it seems like they have a on going issue with it and he doesn't think that it has ever been fixed properly.

Roger Figard stated to Mr. Fortenberry that those concerns can be sent to him. Mr. Figard indicated to Mr. Fortenberry that the street maintenance and the rehabilitation projects are engineering services, not street maintenance. Mr. Figard stated to Mr. Fortenberry that he will do some additional follow up on it. Mr. Figard asked Mr. Fortenberry which areas was he talking about in regards to this matter. Mr. Fortenberry stated to Mr. Figard that it is

on Vine Street. Mr. Figard stated to Mr. Fortenberry okay.

Mr. Fortenberry noted to Mr. Figard that maybe when they go out for bids on these resurfacing contracts that they ought to be a little better detailed and maybe this would have to be a condition before they pay it. Mr. Figard stated to Mr. Fortenberry that this is a difficult issue, that they get them up and the snow plows hit them. Mr. Fortenberry commented to Mr. Figard, so this is how this is happening. Mr. Figard stated to Mr. Fortenberry that is correct.

Mr. Shoecraft asked Mr. Figard if the City gets the man hole covers from Lincoln. Mr. Figard stated to Mr. Shoecraft that they get the man hole covers from Deeter's Foundry Inc. Mr. Figard stated to Mr. Fortenberry that is part of the problem, that when you put the asphalt down, it compresses as you run the rollers over, getting the exact science of the exact amount to be above when you role it is difficult. Mr. Figard indicated that they have tried a number of different things, but they haven't found the perfect solution yet and there are some that needs to be adjusted. Mr. Figard indicated to Mr. Fortenberry that they are discussing with their contractor more close tolerance, before they will accept the projects in the future, as well as going back where they need to fix some of them. Mr. Figard stated to Mr. Fortenberry that he will follow up on this matter.

Mr. Fortenberry stated to Kathleen Sellman that he would like to speak with her briefly after the Director's Meeting today. Ms. Sellman indicated to Mr. Fortenberry okay.

Mr. Fortenberry stated to Mayor Wesely that he wants to remind him when they are putting together the News Park Advisory Committee, that they target some of the people who had expressed interest in this committee at the Public Hearing.

JERRY SHOERAFT - NO COMMENTS

JON CAMP

Mr. Camp thanked Allan Abbott and Rick Haden for getting his Adopted Sign Program moving along.

COLEEN SENG - NO COMMENTS

VI. MEETING ADJOURNED AT 11:41 A.M .

***HELD OVER FROM FEBRUARY 21, 2000.**

DM2282000/TJB